



07-23-04

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hungerford et al \*

Serial No.: 10/039,718 \*

Filed: January 3, 2002 \* Art Unit: 1651

For: CELL-CULTURE AND POLYMER  
CONSTRUCTS \* Examiner: David M. Naff

\* \*

## RESPONSE TO RESTRICTION REQUIREMENT

To the Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Examiner's requirement for restriction of June 24, 2004 applicants elect without traverse to proceed with the prosecution of Invention IX involving claims 36-46 and 58-70 directed to subject matter involved with a method of repairing tissue employing chondrocytes.

Respectfully submitted,

July 22, 2004  
Date

Sam Rosen  
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Reg. No. 37,991  
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SR/jjr (07/22/04)

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CERTIFICATE OF TRANSMITTAL	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.	
Date:	July 22, 2004
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By:	<u>Judy Robertson</u>